

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office OCT 06 1998

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 06 1998

The applicant Nevada First Corporation, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is underground
2. The amount of water applied for is 0.56 cfs second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for commercial purposes
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks") commercial purposes
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, T.39N., R.38E., M.D.B.&M. or at a point from which the W $\frac{1}{4}$ corner of said Section 3 bears N 78° 01' W 1,570.0 feet
6. Place of Use portions of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ & the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, T.39N., R.38E., M.D.B.&M. lying north and east of U.S. Highway 95 and State Route 290; containing 15.30 acres±
7. Use will begin about January 1 and end about December 31 of each year.
8. Description of proposed works drilled well, pressure system, and water distribution system
9. Estimated cost of works in excess of \$30,000
10. Estimated time required to construct works 2 years
11. Estimated time required to complete the application of water to beneficial use 5 years
12. Remarks: Water is to be used for a convenience store, gas station, single family dwelling, laundry, restrooms, and shower building, a 24-space RV park, associated landscaping, dust control, and fire protection. Annual consumptive use will be 4.3 million gallons.

Desert Mountain Surveying as agent
by John H. Milton III, PLS, SWRS
By s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared my/bk dl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.56 cubic feet per second, but not to exceed 4.1 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 30, 2001

Proof of completion of work shall be filed before:

April 30, 2001

Application of water to beneficial use shall be filed on or before:

March 30, 2004

Proof of the application of water to beneficial use shall be filed on or before:

April 30, 2004

Map in support of proof of beneficial use shall be filed on or before:

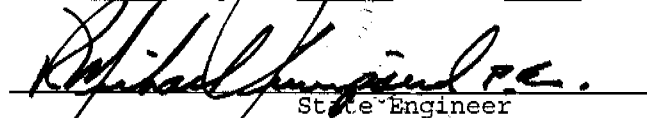
N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 30th day of March, A.D. 1999


State Engineer

Completion of work filed MAR 15 2001

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____